

Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims

Claims 1-32 (Canceled)

Claim 33 (Currently amended): A method of accessing instant messaging on [[the]] a data network at a telephone comprising the steps of:

identifying a subscriber, a telephone number at which they can receive messages, and a period of time for which they can receive messages at this number;

establishing the user's presence and ability to receive instant messages on the data network during the specified time period;

determining if the subscriber is a personal communications subscriber and if so, maintaining a presence on the data network for forwarding instance messages to the subscriber, and if not, presenting to the subscriber a subset of a predetermined user list, the subset representing users logged onto the data network ; and

where an instant message is sent to the subscriber during ~~this~~the period of availability, calling the subscriber at the predetermined telephone number and delivering the message and an identity of a sender of the message by voice synthesis.

Claim 34 (Currently amended): A method of accessing instant messaging on a data network at a telephone comprising the step of:

identifying a telephone user as a subscriber, a telephone number at which they can received messages, and a period of time for which they can receive messages at this number.

establishing the subscriber's presence and ability to receive instant messages on the data network during the specified time period;

determining if the telephone user is a personal communications subscriber, and

if so, maintaining a presence in the data network for the telephone user for receiving and forwarding instant messages to the telephone user, and if not, presenting to the subscriber a subset of a predetermined user list, the subset representing users logged onto a data network;

responsive to the subscriber selecting a particular user from the subset of the predetermined user list, sending a message from the subscriber to the selected data network user using an instant messaging protocol.

Claim 35 (Original): A method as claimed in claim 34 wherein the step of presenting occurs upon receipt of a predetermined command from the subscriber.

Claim 36 (Original): A method as claimed in claim 35 wherein the step of presenting includes voice synthesizing names on the user list.

Claim 37 (Original): A method as claimed in claim 35 wherein the step of presenting includes playing back prerecorded names on the user list.

Claim 38 (Original): A method as claimed in claim 35 wherein the step of presenting includes displaying names on the user list on a display associated with the telephone.

Claim 39 (Original): A method as claimed in claim 34 wherein the step of presenting occurs automatically upon login by the subscriber.

Claim 40 (Original): A method as claimed in claim 39 wherein the step of presenting includes voice synthesizing names on the user list.

Claim 41 (Original): A method as claimed in claim 39 wherein the step of presenting includes displaying names on the user list on a display associated with the

telephone.

Claim 42 (Original): A method as claimed in claim 39 wherein the step of presenting includes playing back prerecorded names on the user list.

Claim 43 (Original): A method as claimed in claim 34 wherein the step of selecting includes the step of receiving a DTMF command from the subscriber.

Claim 44 (Original): A method as claimed in claim 34 wherein the step of selecting includes the step of receiving a voice command from the telephone user.

Claim 45 (Original): A method as claimed in claim 34 wherein the step of selecting includes the step of receiving a proprietary signal from the telephone.

Claim 46 (Original): A method as claimed in claim 34 wherein the step of sending a message includes recording and sending a voice message.

Claim 47 (Original): A method as claimed in claim 34 wherein the step of sending a message includes sending a prerecorded voice message.

Claim 48 (Original): A method as claimed in claim 34 wherein the step of sending a message includes sending a prerecorded text message.

Claim 49 (Original): A method as claimed in claim 34 wherein the step of sending a message includes sending a text transcription of a voice message.

Claim 50 (Original): A method as claimed in claim 34 further comprising the steps of receiving an instant message in response the message sent by the telephone user and notifying the telephone user of the receipt of the message.

Claim 51 (Canceled):

Claim 52 (Original): A method as claimed in claim 50 further comprising the steps of, during the duration of time, receiving an instant message in response the message sent by the telephone user and notifying the telephone user of the receipt of the message at the telephone user's telephone number.

Claim 53-54 (Cancelled)

Claim 55 (Previously presented): A method of accessing instant messaging on a data network at a telephone comprising:

identifying a telephone user as a subscriber, a telephone number at which they can received messages, and a period of time for which they can receive messages at this number.

establishing the subscriber's presence and ability to receive instant messages on the data network during the specified time period;

presenting to the subscriber a subset of a predetermined user list, the subset representing users logged onto a data network, wherein the presenting includes:

determining whether the telephone user is logged onto the data network by determining if the telephone subscriber is a personal communications subscriber and if the user is, maintaining a presence in the data network for the telephone user for receiving and forwarding instant messages to the telephone user and,

if the telephone user is not logged onto the data network, then presenting the user list; and

responsive to the subscriber selecting a particular user from the subset of the predetermined user list, sending a message from the subscriber to the selected data network user using an instant messaging protocol.